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**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
 0VKH-104558

In Re Application Of: **Debasis Bagchi et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/615,887	07/08/2003	Not yet determined	30764	1614	

**Title:** COMPOSITIONS INCORPORATING HIGH-CAFFEINE GREEN TEA EXTRACT AND RELATED  
 METHOD FOR PROMOTING HEALTHY BODY WEIGHT

AUG 23 2004

Address to:

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p).

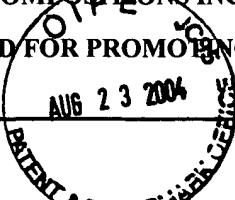
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**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

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The Director is hereby authorized to charge and credit Deposit Account No. 19-1853 as described below.

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Signature

Dated: August 17, 2004

Steve P. Hassid, Esquire

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CC:



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/615,887  
Applicants: Debasis Bagchi et al.  
Filed: July 8, 2003  
Title: COMPOSITIONS INCORPORATING HIGH-CAFFEINE  
GREEN TEA EXTRACT AND RELATED METHOD  
FOR PROMOTING HEALTHY BODY WEIGHT

Group Art Unit: 1614  
Examiner: Not yet assigned  
Docket No.: 0VKh-104558  
Date: August 17, 2004

Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

**STATEMENT OF CERTIFICATION UNDER 37 C.F.R. § 1.97(e)**

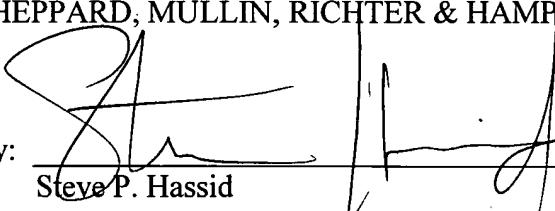
Sir:

The undersigned attorney of record hereby certifies that each item of information contained in the enclosed information disclosure statement was first cited in a communication from a foreign patent office in counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

Respectfully submitted,

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By:

  
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## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

AUG 23 2004

Docket Number (Optional)

0VKh-104558

Application Number

10/615,887

Applicant(s)

Debasis Bagchi et al.

Filing Date

07/08/2003

Group Art Unit

1614

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		EP 1 077 211 A2	2/21/2001	Europe				

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

	Effects of Tea (Camellia sinensis) Chemical Compounds on Ethanol Metabolism in ICR Mice; Takami Kakuda, Iwao Sakane, Takanobu Takihara, Shojiro Tsukamoto, Takashi Kanegae and Tadaaki Nagoya; Biotech Biochem (1996)
	Efficacy of a green tea extract rich in catechin polyphenols and caffeine in increasing 24-h energy expenditure and fat oxidation in humans, Abdul G. Dulloo, Claudette Duret, Dorothee Rohrer, Lucien Girardier, Nouri Mensi, Marc Fathi, Philippe Chantre, and Jacques Vandermander, Am J. Clin. Nutr. (1999)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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\*EXAMINER  
INITIAL

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Modulation of Endocrine Systems and Food Intake by Green Tea Epigallocatechin Gallate, Yung-Hsi Kao, Richard A. Hiipakka, and Shutsung Liao, Ben May Institute for Cancer Research, Department of Biochemistry and Molecular Biology, and Tang Center for Herbal Medicine Research, University of Chicago (2000)

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